

### **REMARKS**

Claims 1-34, 39-43 and 117-128 remain pending in the present application. Claims 35-38 and 44-116 have been cancelled. Claims 1, 9, 18, 23, 29 and 39 have been amended. Claims 117-128 are new. Basis for the amendments and new claims can be found throughout the specification, claims and drawings originally filed.

### **PENDING CLAIMS**

Applicant notes that in the Office Action mailed January 26, 2005, the Examiner identified only Claims 1-34 and 39-43 as being pending. Applicant believes that at the time of the Office Action, Claims 1-116 were pending and Claims 35-38 and 44-116 were withdrawn from consideration. Applicant has cancelled the withdrawn claims in this amendment since there is no opportunity for the rejoinder of these claims.

### **REJECTION UNDER 35 U.S.C. § 102**

Claims 1, 4, 9, 13, 18, 23, 24, 27, 29-31, 33 and 39 are rejected under 35 U.S.C. § 102(b) as being anticipated by Borkowski (U.S. Pat. No. 5,519,760). Independent Claims 1, 9, 18, 23, 29 and 39 have been amended to define that the message or formatted message contains a difference between previous and current position information. There is nothing in Borkowski which discloses or teaches a difference between previous and current position information.

Thus, Applicant believes independent Claims 1, 9, 18, 23, 29 and 39, as amended, patentably distinguish over the art of record. Likewise, Claims 4, 13, 24, 27, 30, 31 and 33, which depend from one of these independent claims, are also believed

to patentably distinguish over the art of record. Reconsideration of the rejection is respectfully requested.

#### **REJECTION UNDER 35 U.S.C. § 103**

Claims 2, 11, 22, 26 and 43 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760) in view of Rantalainen, et al. (U.S. Pat. No. 6,667,963). Claims 3, 10, 14, 15, 21, 25, 34 and 42 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760) in view of Linden, et al. (U.S. Pat. No. 6,549,773). Claims 5 and 28 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760) in view of Falco, et al. (U.S. Pat. No. 6,493,539). Claim 6 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760) in view of Kong (U.S. Pat. No. 6,275,186). Claims 7, 8, 12, 16, 20 and 41 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760). Claims 17, 19, 32 and 40 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Borkowski, et al. (U.S. Pat. No. 5,519,760) in view of Chiang, et al. (U.S. Pat. No. 6,741,863).

Claims 2, 3, 5-8, 10-12, 14-17, 19-22, 25, 26, 28, 32, 34 and 40-43 ultimately depend from one of independent Claims 1, 9, 18, 23, 29 or 39. As stated above, independent Claims 1, 9, 18, 23, 29 and 39 have been amended and are now believed to patentably distinguish over the art of record. Thus, Claims 2, 3, 5-8, 10-12, 14-17, 19-22, 25, 26, 28, 32, 34 and 40-43 are also believed to patentably distinguish over the art of record. Reconsideration of the rejection is respectfully requested.

### **NEW CLAIMS**

New Claims 117-128 are believed to read on the elected species. Applicant believes new Claims 117-128 properly further limit one of the currently pending independent claims of this application.

### **CONCLUSION**

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: April 21, 2005

By:   
Michael J. Schmidt, 34,007

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

MJS/pmg